

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff

5 v.

6 NU NU SWETZ,

7 Defendant

Case No.: 2:17-cr-0181-APG-CWH

**ORDER ACCEPTING MAGISTRATE  
JUDGE'S REPORT AND  
RECOMMENDATION ON MOTION TO  
DISMISS**

[ECF Nos. 48, 52, 63]

9 Defendant Nu Nu Swetz moved to dismiss the indictment. ECF Nos. 48, 52. On January  
10 2, 2019 Magistrate Judge Hoffman entered his Report and Recommendation recommending that  
11 the motion to dismiss be denied in part. ECF No. 63. Specifically, Judge Hoffman recommended  
12 that counts three, four, and five be dismissed with prejudice but counts one, two, and six should  
13 proceed. Ms. Swetz filed an objection to the Report and Recommendation. ECF No. 67. I have  
14 conducted a de novo review of the issues set forth in the Report and Recommendation as  
15 required by Local Rule IB 3-2. Judge Hoffman's Report and Recommendation sets forth the  
16 proper legal analysis and factual basis for the decision. I therefore accept it and adopt it as my  
17 own.

18 IT IS HEREBY ORDERED that Magistrate Judge Hoffman's Report and  
19 Recommendation **(ECF No. 63) is accepted** and approved in its entirety. Defendant Nu Nu  
20 Swetz's motion to dismiss **(ECF Nos. 48, 52) is DENIED.**

21 Dated: February 11, 2019.



22 ANDREW P. GORDON  
23 UNITED STATES DISTRICT JUDGE